

Message Text

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E.O. 11652: N/A

TAGS: ETEL, IMCO

SUBJ: INMARSAT ISWG MEETING (4)

REF: LONDON 16572

1. PLENARY CREATED WORKING GROUP OCTOBER 30 TO CONSIDER PROPOSALS RELATING TO ASSEMBLY/COUNCIL POWERS AFTER PRIVATE US/EUROPEAN/MEXICAN CONSULTATIONS FAILED TO PRODUCE ANY AGREEMENT ON POSSIBLE PACKAGE. OVERWHELMING CONSENSUS IN WG IS THAT MEXICAN PROPOSALS INTRODUCED IN FIRST ISWG ARE UNACCEPTABLE. HOWEVER, IN EFFORT TO REACH MIDDLE GROUND WG DISCUSSED AND WILL REPORT SUPPORT FOR:

(A) ASSEMBLY CONFIRMATION OF APPOINTMENT BY COUNCIL OF DIRECTOR GENERAL, ALTHOUGH COUNCIL TO HAVE COMPLETE AUTHORITY TO TERMINATE DG APPOINTMENT.

(B) ASSEMBLY TO CONSIDER AND REVIEW ACTIVITIES, PURPOSES, GENERAL POLICY AND LONG-TERM OBJECTIVES OF THE ORGANIZATION, AND EXPRESS VIEWS AND MAKE RECOMMENDATIONS THEREON.

THERE IS NO SUPPORT FOR THE ASSEMBLY TO REVIEW REGULARLY THE AGREEMENTS TO DETERMINE THE NECESSITY FOR AMENDMENTS NOR FOR A RESIDUAL POWERS CLAUSE FOR THE ASSEMBLY.

2. WG ALSO DISCUSSED AMENDMENT PROCEDURES, AND WILL REPORT SUPPORT FOR A SEPARATE AMENDMENT PROCEDURE FOR EACH
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AGREEMENT. WITH RESPECT TO THE CONVENTION, THERE IS

BROAD AGREEMENT THAT ALTHOUGH THE COUNCIL MAY MAKE RECOMMENDATIONS ON PROPOSED AMENDMENTS, IT MAY NOT BY VIRTUE OF A NEGATIVE RECOMMENDATION PRECLUDE CONSIDERATION AND DECISION BY THE ASSEMBLY. WITH RESPECT TO THE OPERATING AGREEMENT, THERE IS SUPPORT FOR GIVING COUNCIL POWER TO VETO AMENDMENT THROUGH NEGATIVE DECISION. HOWEVER, AFFIRMATIVE ACTION BY COUNCIL WILL REQUIRE CONFIRMATION BY ASSEMBLY. U.S. DEL SPOKE AGAINST ANY INVOLVEMENT BY ASSEMBLY IN AMENDMENT OF OPERATING AGREEMENT BUT RECEIVED SUPPMRT FOR AD HOC MEETING OF SIGNATORIES ONLY FROM MEXICO AND THEREFORE AGREED TO CONFIRMATION BY ASSEMBLY IN OPDER THAT TEXT COULD GO FORWARD WITH FEWEST POSSIBLE ALTEPNATIVES.

3. THE WORKILG GROUP ON INVESTMENT SHARES AND CAPITAL CEILING MET FPOM 27-30 OCTOBER 1975 AND SUBMITTED ITS REPORT TO THE CONFERENCE. THE REPORT ADDRESSED THREE AREAS: INITIAL INVESTMENT SHARES; LONG-TERM INVESTMENT SHARES AND CAPITAL CEILING. THE U.S. NOTED ITS CONDITIONAL ACCEPTANCE OF THE SWEDISH PROPOSAL (ALTERNATIVE IV) AS A BASIS FOR ITS INITIAL INVESTMENT. UPON CONDITION THAT OTHERS WOULD SUBSCRIBE TO THE BALANCE, THE U.S. INDICATED IT COULD FORESEE AN INITIAL INVESTMENT FOR ITS DESIGLATED ENTITY IN THE RANGE OF 14-16 PERCENT. THE U.S. ALSO NOTED ITS CONDITIONAL ACCEPTANCE OF ALTERNATIVE IV AS A LONG-TERM INVESTMENT FORMULA. THE U.S., HOWEVER, RESERVED ITS RIGHT TO RECONSIDER ALL ALTERNATIVES IN THE LIGHT OF VIEWS PRESENTED DURING THE WORKING GROUP DISCUSSION. THE REPORT ALSO PRESENTED VIEWS OF THE WORKING GROUP ON AN INITIAL CAPITAL CEILING RANGING FROM \$200 TO \$250 MILLION. THE REPORT NOTED THAT THE CONFERENCE GIVE FURTHER ATTENTION TO INSURING ADEQUATE PROVISION FOR THE EFFECT OF INFLATION.

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